### BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (408) 720-8300

INTELLECTUAL PROPERTY LAW 12400 WILSHIRE BOULEVARD, 7TH FLOUR LOS ANGELES, CA 90025 FACSIMILE: (408) 720-8383

RECEIVED CENTRAL FAX CENTER

APR 2 8 2006

#### FACSIMILE COVER SHEET

Deliver to: , USPTO	Art Group:2182
Facsimile No.: (571) 273-8300	Date: <u>April 28, 2006</u>
From: Iordan M. Becker, Reg. No. 39,6	.02
Our Docket No.: 3399P110C	Number of pages6;including this sheet.
Application No.: 10/622,319	Filing Date: 7/18/2003
Enclosed are the following documents:	Docket Due Date(s):
Appeal Brief (pgs)	☐ Issue Fee Transmittal ☐ Notice of Appeal ☐ Retition for
Application:	Petition for:
(pgs) w/cover & abstract)	☐ Request for Continued Examination (RCE)
Assignment & Cover Sheet (_3_pgs)	☐ Reply Brief (pgs)
☑ Certificate of Eacsimile	☐ Request & Certification Under 35 USC 122(b)(2)(B)(i)
Continued Prosecution Application (CPA)	☐ Request to Rescind Previous Nonpublication Request
Declaration & POA (pgs)	Response to Notice of Missing Parts & Formalities Letter
Drawings:sheets, figures	☐ Response to Written Opinion (pgs)
Extension of Time:	☐ Terminal Disclaimer
☐ Fee Transmittal (in duplicate)	☐ Transmittal of Publication Fee Due
a □ IDS & PTO/SB/08 (pgs)	☐ Transmittal Letter
☐ Amendment:	tother Pending Applications & PTO/SB/08 (5 pages); 22 cited
	COTANGLESION OF CERTAIN
	<u>G/TRANSMISSION (37 CFR 1.8A)</u> ed by facsimile on the date shown below to the United States
Ham	4/28/2006

Harleen Bains Date

Confidentiality Note: The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (408) 720-8300 and ask for Harleen Bains.

# RECEIVED CENTRAL FAX CENTER

Attorney Docket No.: 3399P110C

APR 2 8 2006

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Rikard M. Kjellberg

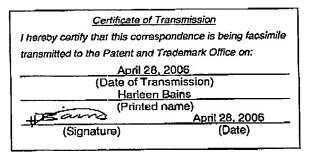
Serial No.: 10/622,319

Filing Date: 07/18/2003

For: COMPUTER NETWORK SOLUTION AND SOFTWARE PRODUCT TO ESTABLISH ERROR TOLERANCE IN A NETWORK ENVIRONMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Examiner: Not Yet Assigned

Group Art Unit: 2182



## INFORMATION DISCLOSURE STATEMENT AND NOTICE OF OTHER PENDING APPLICATION(S)

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Applicants note that an Office Action has been received in a related, copending application. In particular, an Office Action for U.S. Patent Application No. 10/658,871 was mailed on 04/18/2006. A copy of this Office Action is available through the Patent Application Information Retrieval (PAIR) system. If the Examiner so requests, Applicants will provide the Examiner with a copy of this Office Action.

04-28-06

Applicant would like to bring to the Examiner's attention the following co-pending patent application(s), which is/are assigned to the assignee of the present application, and which may be relevant to the present application:

U.S. patent application no. 10/658,871, entitled, "Method and Apparatus for 1) Providing Error Tolerance in a Network Environment," filed on September 9, 2003, publication no. 2004/0153714 A1, of Rikard M. Kjellberg, which is cited on the accompanying Form PTO-1449 or PTO/SB/08.

Applicants respectfully request that the above-listed items not be printed on the face of any patent which may issue from the present application.

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability or constitutes prior art with respect to the present invention.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

X	37 C.F.R. §1.97(b).
	37 C.F.R. $\S1.97(c)$ . If so, then enclosed with this Information Disclosure Statement is <u>one</u> of the following:
	A statement pursuant to 37 C.F.R. §1.97(e) or
	A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).
<del></del>	37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:
	(4) A -t-t

- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
- (2)A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: April 28, 2006

Jordan M Becker Reg. No. 39,602

Customer No. 26529 12400 Wilshire Blvd. Seventh Floor Los Angeles, CA 90025 (408) 720-8300

#### RECEIVED CENTRAL FREE CENTER T-356 P.005/006 F-128

				- APR	3 6 300C;	
Substitute for Form 1449/PTO						f Known
Superior i			TION DICCLOSUB	<u>-</u> 1	Application Number	10/622,319
,	INFOH	IVIA	TION DISCLOSURE	=	Filing Date	07/18/2003
	TATE	=N/I	NT BY APPLICANT	r i	First Named Inventor:	Rikard M. Kjellberg
			many sheets as necessary)		Art Unit	2182
) ·		1220 00	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		Examiner Name	Not Yet Assigned
Sheet	1		of	2	Attorney Docket Number	3399P110C
OHEO!			IIR DATEN	T DOCUMENTS	:	
		_	U.S. PATEN	Publication Date	Name of Patentee or	Pages, Columns, Lines,
Examiner	Cite No.	1	Document Number	MM-DD-YYYY	Applicant of Cited Document	Where Relevant
Initials*	1				, ,	Passages or Relevant Figures Appear
		Numi	ber-Kind Code <sup>2</sup> (# known)			Liguies Appear
		US-	4,710,926	12-01-1987	Brown et al.	1
		US-	5,008,805	04-16-1991	Ficbig et al.	
<del></del>		US-	5,473,599	12-05-1995	Li et al.	
		ψ\$-	5,696,895	12-09-1997	Hemphill et al.	
		US-	5,781,716	07-14-1998	Hemphill et al.	
		ŲŞ.	5,919,266	07-06-1999	Sud et al.	
	1	US-	2002/0007468 A1	01-17-2002	Kampe et al.	
	<del>                                     </del>	US-	2002/0049845 A1	04-25-2002	Sreenivasan et al.	
		US-	2003/0041283 A1	02-27-2003	Murphy et al.	
		US-	2003/0158933 A1	08-21-2003	Smith	
		US-	2004/0153714 A1	08-05-2004	Kjellberg	
		US-	2005/0022057 A1	01-27-2005	Takamoto et al.	
		US-	2005/0193229 A1	09-01-2005	Garg et al.	
		ŲS	2006/0053337 A1	03-09-2006	Pomaranski et al.	
		US-	6,408,399 B1	06-18-2002	Baughman	

		FC	REIGN PATENT			
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code' Number' Kind Code' (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T

Examiner	Date Considered	
Signature		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 2See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for Form 1449/PTO INFORMATION DISCLOSURE					Complete if Known		
					Application Number	10/622,319	
					Filing Date	07/18/2003	
	CTATI	=NAEN	NT BY APPLICA	NT	First Named Inventor:	Rikard M. Kjellberg	
	SIAII	LIVIL I	any sheets as necessary)		Art Unit	2182	
		(use as m	any selecto as reposition,		Examiner Name	Not Yet Assigned	
Sheet	2		of	2	Attomey Docket Number	3399P110C	
<u> </u>			U.S. PAT	ENT DOCUMENTS	<b>.</b>		
Examiner Initials	Cite No.	Document Number  Number-Kind Code <sup>2</sup> (Ir known)		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		US-	6,421,741 B1	07-16-2002	Minyard		
	<del> </del> -	US-	6,622,265 B1	09-16-2003	Gavin		
		US-	6.832,331 B1	12-14-2004	Manning et al.		
		US-	6,968,242 B1	11-22-2005	Hwu et al.		
		US-	7,010,716 B2	03-07-2006	Yu et al.		
	1	US-					
		US-					
		US					
	-	ŲS-					
		us-					
		ŲS+					
		US-					
		US-					
		US-					
	1	US-					

		FC	REIGN PATENT	DOCUMENTS		
Examiner Initials*	Cite No.	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T°

Examiner	Date Considered	
Signature		<u> </u>

•EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

If you need assistance in completing the torm, call 1-800-PTO-9199 (1-800-788-9199) and select option 2.